INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99) Application Number 10693815 Filing Date 2003-10-24 First Named Inventor GENE P. DIPOTO Art Unit 3733 Examiner Name ANURADHA RAMANA Attorney Docket Number 1291.1143101

| | U.S.PATENTS | | | | | | |
|----------------------|-------------|---------------|---------------------------|------------|---|--|--|
| Examiner Initial* | Cite No | Patent Number | Kind Code ¹ | Issue Date | Name of Patentee or Applicant of cited Document | Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear | |
| | 1 | D458680 | | 2002-06-11 | Engler | | |
| | 2 | 2296793 | | 1942-09-22 | Kirschbaum | | |
| | 3 | 2840070 | | 1958-06-24 | Tofflemire | | |
| | 4 | 4052980 | | 1977-10-11 | Grams et al. | | |
| | 5 | 4226228 | | 1980-10-07 | Shin et al. | | |
| | 6 | 4337763 | | 1982-07-06 | Petrassevich | | |
| | 7 | 4562832 | | 1986-01-07 | Wilder et al. | | |
| | 8 | 4597030 | | 1986-06-24 | Brody et al. | | |

| Application Number | | 10693815 | | |
|---------------------------|--|--------------|--|--|
| Filing Date | | 2003-10-24 | | |
| First Named Inventor GENE | | P. DIPOTO | | |
| Art Unit | | 3733 | | |
| Examiner Name ANUF | | RADHA RAMANA | | |
| Attorney Docket Number | | 1291 1143101 | | |

| 9 | 4784150 | 1988-11-15 | Voorhies et al. | |
|----|---------|------------|-----------------|--|
| 10 | 4863133 | 1989-09-05 | Bonnell | |
| 11 | 4945896 | 1990-08-07 | Gade | |
| 12 | 5030220 | 1991-07-09 | Howland | |
| 13 | 5035232 | 1991-07-30 | Lutze et al. | |
| 14 | 5159921 | 1992-11-03 | Hoover | |
| 15 | 5176708 | 1993-01-05 | Frey et al. | |
| 16 | 5237985 | 1993-08-24 | Hodgson et al. | |
| 17 | 5345927 | 1994-09-13 | Bonutti | |
| 18 | 5353786 | 1994-10-11 | Wilk | |
| 19 | 5431153 | 1995-07-11 | Lee | |

| Application Number | | 10693815 | | |
|---------------------------|--|--------------|--|--|
| Filing Date | | 2003-10-24 | | |
| First Named Inventor GENE | | P. DIPOTO | | |
| Art Unit | | 3733 | | |
| Examiner Name ANUF | | RADHA RAMANA | | |
| Attorney Docket Number | | 1291 1143101 | | |

| 20 | 5451227 | 1995-09-19 | Michaelson | |
|----|---------|------------|-----------------|--|
| 21 | 5496318 | 1996-03-05 | Howland et al. | |
| 22 | 5520611 | 1996-05-28 | Rao et al. | |
| 23 | 5558622 | 1996-09-24 | Greenberg | |
| 24 | 5569258 | 1996-10-29 | Gambale | |
| 25 | 5584831 | 1996-12-17 | McKay | |
| 26 | 5601590 | 1997-02-11 | Bonutti et al. | |
| 27 | 5645559 | 1997-07-08 | Hachtman et al. | |
| 28 | 5645599 | 1997-07-08 | Samani | |
| 29 | 5653713 | 1997-08-05 | Michelson | |
| 30 | 5690606 | 1997-11-25 | Slotman | |

| Application Number | | 10693815 |
|---------------------------|--|--------------|
| Filing Date | | 2003-10-24 |
| First Named Inventor GENE | | P. DIPOTO |
| Art Unit | | 3733 |
| Examiner Name ANUF | | RADHA RAMANA |
| Attorney Docket Number | | 1291.1143101 |

| | | | | |
|------|---------|------------|------------------|--|
| 31 | 5725582 | 1998-03-10 | Bevan et al. | |
| 32 | 5755660 | 1998-05-26 | Tyagi | |
| 33 | 5836948 | 1998-11-17 | Zucherman et al. | |
| 34 | 5928139 | 1999-07-27 | Koros et al. | |
| 35 | 5928140 | 1999-07-27 | Hardten | |
| 36 | 5967971 | 1999-10-19 | Bolser | |
| 37 | 6042538 | 2000-03-28 | Puskas | |
| 38 | 6048342 | 2000-04-11 | Zucherman et al. | |
| 39 | 6053907 | 2000-04-25 | Zirps | |
| 40 | 6080105 | 2000-06-27 | Spears | |
| 41 | 6139493 | 2000-10-31 | Koros et al. | |

| Application Number | | 10693815 | | |
|---------------------------|--|--------------|--|--|
| Filing Date | | 2003-10-24 | | |
| First Named Inventor GENE | | E P. DIPOTO | | |
| Art Unit | | 3733 | | |
| Examiner Name ANUF | | RADHA RAMANA | | |
| Attorney Docket Number | | 1291.1143101 | | |

| | | · | | | | | | |
|----------------------|------------|--------------------------|---------------------------|---------------------|---|--------|--------|--------------------------------|
| | 42 | 6142997 | | 2000-11-07 | Michelson | | | |
| | 43 | 6193651 | | 2001-02-27 | DeFonzo | | _ | |
| | 44 | 6193715 | | 2001-02-27 | Wrublewski et al. | | | |
| | 45 | 6196968 | | 2001-03-06 | Rydin et al. | | | |
| | 46 | 6210325 | | 2001-04-03 | Bartie et al. | | | |
| | 47 | 6228024 | | 2001-05-08 | Co et al. | | | |
| | 48 | 6235030 | | 2001-05-22 | Zucherman et al. | | | |
| | 49 | 6263133 | | 2001-07-17 | Hamm | | | |
| | 50 | 6322499 | | 2001-11-27 | Evans et al. | | | |
| If you wis | h to ac | dd additional U.S. Paten | t citatio | n information pl | ease click the Add button. | | Add | |
| | | | U.S.P | ATENT APPLIC | CATION PUBLICATIONS | | Remove | |
| Examiner Initial* | Cite No | Publication Number | Kind Code ¹ | Publication Date | Name of Patentee or Applicant of cited Document | Releva | | Lines where ges or Relevant |

| Application Number | | 10693815 | | |
|---------------------------|--|--------------|--|--|
| Filing Date | | 2003-10-24 | | |
| First Named Inventor GENE | | E P. DIPOTO | | |
| Art Unit | | 3733 | | |
| Examiner Name ANUF | | RADHA RAMANA | | |
| Attorney Docket Number | | 1291.1143101 | | |

| | | | | | 1 | | | | |
|--|--|---|--------------------------------|---------------------------|---------------------|---|---|----|--|
| | 1 | | | | | | | | |
| If you wis | h to ac | dd additional U.S. Publi | shed Application | n citatio | n information p | please click the Add butt | on. Add | | |
| | If you wish to add additional U.S. Published Application citation information please click the Add button. Add FOREIGN PATENT DOCUMENTS Remove | | | | | | | | |
| Examiner Initial* | Cite No | Foreign Document Number ³ | Country Code ² j | Kind Code ⁴ | Publication Date | Name of Patentee or Applicant of cited Document | Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear | T5 | |
| | 1 | 0669109 | EP | | 1995-08-30 | Sulzer Medizinaltechnik AG; Protek AG | Abstract | | |
| | 2 | 9519149 | wo | | 1995-07-20 | Safir S.A.R.L.; Breard, Francis Henri | | | |
| | 3 | 2004004549 | wo | | 2004-01-15 | Aferzon, Joseph | | | |
| | 4 | 2004024011 | wo | | 2004-03-25 | Spinevision | | | |
| | 5 | 2005032358 | wo | | 2005-04-14 | Endius, Inc. | | | |
| | 6 | 2007060534 | wo | | 2007-05-31 | Calvosa Giuseppe; Tenucci Miria | | | |
| If you wish to add additional Foreign Patent Document citation information please click the Add button Add | | | | | | | | | |
| NON-PATENT LITERATURE DOCUMENTS Remove | | | | | | | | | |
| Examiner Initials* Cite No Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published. | | | | | | | | T5 | |

| Application Number | | 10693815 | | |
|---------------------------|--|--------------|--|--|
| Filing Date | | 2003-10-24 | | |
| First Named Inventor GENE | | P. DIPOTO | | |
| Art Unit | | 3733 | | |
| Examiner Name ANUF | | RADHA RAMANA | | |
| Attorney Docket Number | | 1291.1143101 | | |

| | 1 | "Orthopedic Spine Surgery: Cervical Spine," Regional Orthopedic Center, Poudre Valley Hospital, Fort Collins, Colorado, 18 pages, December 2002. | |
|--|---------|--|--|
| | 2 | Davis et al., "Dynesys LIS Less Invasive Surgery, The Dynamic Stabilization System," Zimmer Spine Inc., 24 pages, 2005. | |
| | 3 | Humke et al., "Translaminar Screw Fixation of the Lumbar and Lumbosacral Spine," Spine, 23(10): 1180-1184, May 15, 1998. | |
| | 4 | Lu et al., "Translaminar Facet Screw Placement: an Anatomic Study," The American Journal of Orthopedics, XXVII(6): 550-555, August 1998. | |
| If you wisl | h to ac | dd additional non-patent literature document citation information please click the Add button Add | |
| | | EXAMINER SIGNATURE | |
| Examiner | Signa | ature Date Considered | |
| *EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant. | | | |
| ¹ See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. ² Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). ³ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁴ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁵ Applicant is to place a check mark here if English language translation is attached. | | | |